

E-filed on 8/16/07

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re JOHN R. GALLEGOS and VICTORIA
GALLEGOS

Debtors.

SANTA CRUZ COMMUNITY CREDIT
UNION,

Appellant,

v.

STATE OF CALIFORNIA FRANCHISE TAX
BOARD et al.,

Appellees.

No. C-06-07290 RMW


ORDER TO SHOW CAUSE

On October 10, 2006, Santa Cruz Community Credit Union filed its notice of appeal from the bankruptcy court's order dated September 27, 2006. At approximately the same time, it filed a motion asking the bankruptcy court to reconsider the September 27, 2006 order. The bankruptcy court denied that motion on December 7, 2006. Since the appeal was assigned to this court on November 27, 2006, appellant has not filed anything in this case to perfect its appeal and failed to appear at a case management conference on March 9, 2007 or to file a status report as requested by the court. It appears appellant has abandoned its appeal, therefore,

1 IT IS HEREBY ORDERED that appellant appear on September 14, 2007 at 9:00 a.m. in
2 courtroom 6 of this court and show cause why this case should not be dismissed for failure to
3 diligently prosecute the case. Additionally, appellant must file a written response by September 7,
4 2007 addressing the current status of the case and setting forth why the case should not be
5 dismissed.

6 If appellant fails comply with this order or fails to show good reason for any failure to appear
7 or diligently prosecute, the case will be dismissed.

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10 DATED: 8/16/07


RONALD M. WHYTE
United States District Judge

United States District Court
For the Northern District of California

1 A copy of this order was sent on 8/16/07 to:

2 **Counsel for Appellant:**

3 Amanda Nichole Ferns
4 Ferns, Adams & Associates
5 2815 Mitchell Drive
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7 Walnut Creek, CA 94598
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6 **Counsel for Appellee:**

7 Kristian Dahl Whitten
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9 455 Golden Gate Avenue
10 Suite 11000
11 San Francisco, CA 94102-7004
12 Email: kris.whitten@doj.ca.gov

10 **Defendants *pro se*:**

11 John and Victoria Gallegos
12 298 Moosehead Drive
13 Aptos, CA 95003

13 **USBC Manager - San Jose:**

14 US Bankruptcy Court
15 280 South First Street, Room 3035
16 San Jose, CA 95113

17 Counsel are responsible for distributing copies of this order to co-counsel, as necessary.
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